

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
January 18, 2007

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of the Memorial Borough Hall on January 18, 2007 and was called to order by Mayor John E. Ekdahl at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Hemphill, Kammerer, Rubin and Shanley.

Absent: Councilman Broderick.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

C. Bernard Blum, Jr., Borough Engineer, was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2007 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the minutes of the December 21, 2006 regular meeting, January 1, 2007 Continued meeting and the January 1, 2007 Re-organization meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM DOUGLAS RICE REQUESTING PERMISSION TO HOLD ITS 2ND ANNUAL NAV-E SINK 1.2 AND 2.4 MILE SWIM AND THE 9TH ANNUAL SWIM FOR KIDS ON JUNE 3, 2007 AT VICTORY PARK TO BENEFIT CHILDREN IN TWO AREA NON-PROFIT ORGANIZATIONS—SPUR (SPECIAL PEOPLE UNITED TO RIDE) AND THE UNDERGROUND (A SAFE ENVIRONMENT FOR HIGH SCHOOL STUDENTS TO SOCIALIZE AND PERFORM MUSIC):

The Municipal Clerk/Administrator advised of a letter from Douglas Rice requesting permission to once again hold the Annual Nav-E Sink 1.2 and 2.4 mile Swim and the Swim for Kids on Sunday, June 3, 2007 at Victory Park. The events are scheduled to begin at 9:00 a.m., but the request is to have access to the Park at 6:30 a.m. for the setup. Mr. Rice advised that last year over \$5,000 was received and donated to the two charities—Special People United to Ride (SPUR) and the Underground (a safe environment for high school students to socialize and enjoy and perform music).

The Municipal Clerk advised that permission has been granted in the past and that there was no conflict with the Park Schedule.

On motion by Councilwoman DeVoe, seconded by Councilman Kammerer, this communication was ordered received and permission granted for the two swim events to be held at Victory Park on June 3, 2007. All in favor.

LETTER FROM THE RUMSON GARDEN CLUB REQUESTING PERMISSION TO ADVERTISE THEIR SATURDAY, MAY 12, 2007 ANNUAL PLANT SALE AT THE BOROUGH GARAGE BEHIND BOROUGH HALL WITH A BANNER ON THE TENNIS COURTS AT VICTORY PARK THE WEEK PRIOR TO THE EVENT AND A WOODEN SIGN AT THE ENTRANCE TO BOROUGH HALL ON THE DAY OF THE EVENT FROM 8:00 A.M. TO 1:00 P.M.:

The Municipal Clerk/Administrator advised of a letter dated January 15, 2007 from Jeanne Shanley of the Rumson Garden Club requesting permission to advertise their Annual Plant Sale Saturday, May 12, 2007 at the Borough Department of Public Works garage on a banner on the tennis courts fence at Victory Park for the week prior to the event. The Sale will run from 8:00 a.m. to 1:00 p.m. and the Garden Club would also like to display a wooden sign at the entrance to the Borough during the hours of the Sale.

The Municipal Clerk/Administrator advised that permission had been granted for both the banner and the sign in the past and that the 4 ft. by 4 ft. wooden sign had been allowed to be put in place in front of the Borough Hall flagpole a day or so prior to the Sale.

On motion by Councilwoman DeVoe, seconded by Councilman Shanley, this communication was ordered received and permission was granted for the banner to be hung on the tennis courts at Victory Park for the week prior to the Sale and the sign to be placed at the Borough Hall entrance the day before and the day of the Sale. All in favor.

LETTER FROM THE OCEANIC FREE LIBRARY REQUESTING PERMISSION TO PLACE A 4' X 6' SIGN ON THEIR EXTERIOR WINDOW UNTIL FEBRUARY 28, 2007 TO ADVERTISE THEIR FUNDRAISING CAMPAIGN FOR RENOVATIONS TO THE READING ROOM:

The Municipal Clerk/Administrator advised of a letter dated January 18, 2007 from Debra Williams of the Oceanic Free Library requesting permission to place a 4 ft. by 6 ft. sign on their exterior window facing Avenue of Two Rivers to advertise their fundraising campaign for the renovations and modernization of the children's reading room at the Library. The request is for the sign to be in place until the campaign ends on February 28, 2007.

On motion by Councilwoman DeVoe, seconded by Councilman Hemphill, this communication was ordered received and permission was granted for the sign to be placed in the Oceanic Free Library window until the end of February to advertise their fundraising campaign. All in favor.

CONSENT AGENDA:

**LETTER TO THE DPW SUPERINTENDENT FROM FAMILY & CHILDREN'S SERVICE
THANKING THE EMPLOYEES IN PUBLIC WORKS FOR THEIR DONATION OF TOYS
FROM THE TOY DRIVE HELD IN DECEMBER:**

The Municipal Clerk/Administrator advised of a letter dated January 3, 2007 from Linda Steel, Director of Development at Family & Children's Service, thanking Mark Wellner and the employees in the Department of Public Works for their donation of toys collected during their toy drive in December.

**LETTER FROM THOMAS P. SANTRY, P.A. ON BEHALF OF PETER KAISER FOR
PROPERTY AT 10 EDWARDS POINT ROAD, ENCLOSING A COPY OF AN
APPLICATION TO THE STATE D.E.P. FOR A CAFRA GENERAL PERMIT TO
DEMOLISH THE EXISTING SINGLE-FAMILY DWELLING AND CONSTRUCT A NEW
DWELLING ON THE SAME FOOTPRINT AND PROPOSING TO CONSTRUCT NEW
ADDITIONS TO THE NEWLY CONSTRUCTED DWELLING:**

The Municipal Clerk/Administrator advised of a letter from Thomas P. Santry, P.A. on behalf of Peter Kaiser, 10 Edwards Point Road. The letter advised of an application submitted to the New Jersey Department of Environmental Protection, Land Use Regulation Program for a CAFRA General Permit to demolish the existing single-family dwelling, to construct a new dwelling using the same footprint and to construct new additions to the newly constructed dwelling.

**LETTER FROM THOMAS P. SANTRY, P.A. ON BEHALF OF WILLIAM P. WEBBER
FOR PROPERTY AT 11 NORTH WARD AVENUE, ENCLOSING A COPY OF AN
APPLICATION TO THE STATE D.E.P. FOR A WATERFRONT DEVELOPMENT/
TIDELANDS (RIPARIAN) CONVEYANCE PERMIT PROPOSING TO DO
MAINTENANCE DREDGING OF APPROXIMATELY 187 CUBIC YARDS AND
LEGALIZE TWO 8' X 20' FLOATING PIERS AS SHOWN ON THE PLANS:**

The Municipal Clerk/Administrator advised of a letter from Thomas P. Santry, P.A. on behalf of William P. Webber, 11 North Ward Avenue. The letter advised of an application submitted to the New Jersey Department of Environmental Protection, Land Use Regulation Program for a Waterfront Development/Tidelands (Riparian) Conveyance Permit to do a maintenance dredging of approximately 187 cubic yards and to legalize two 8' X 20' floating piers as shown on the plans.

**LETTER FROM THE STATE D.E.P. RESPONDING TO THE REQUEST BY THE
RUMSON COUNTRY CLUB FOR A LETTER OF INTERPRETATION REGARDING THE
PRESENCE OR ABSENCE OF WETLANDS IN THE TRAP SHOOTING AREA OF THE
CLUB ON THE SHREWSBURY RIVER; IT INDICATED THAT THE AREA WAS NOT
WITHIN WETLANDS:**

The Municipal Clerk/Administrator advised of a letter received January 8, 2007 from the State of New Jersey Department of Environmental Protection responding to the request by the Rumson Country Club for a Letter of Interpretation regarding the presence or absence of wetlands in the trap shooting area of the Club on the Shrewsbury River. The D.E.P. advised that the area was not within the wetlands.

LETTER FROM THE STATE D.E.P. ADVISING OF THE DENIAL OF THE APPLICATION OF ALAN AND SUSAN HARRY FOR PROPERTY LOCATED AT 14 BUTTONWOOD LANE FOR A WATERFRONT DEVELOPMENT PERMIT MODIFICATION TO CONSTRUCT AN 8' X 20' FLOATING PIER ADDITION TO A PREVIOUSLY AUTHORIZED RECREATIONAL DOCK:

The Municipal Clerk/Administrator advised of a letter received January 5, 2007 from the State of New Jersey Department of Environmental Protection advising of the denial of the Waterfront Development Permit Modification of Alan and Susan Harry for property located at 14 Buttonwood Lane for construction of an 8' X 20' floating pier addition to a previously authorized recreational dock.

LETTER FROM THE STATE D.E.P. ADVISING OF THE DENIAL OF THE APPLICATION OF JAMIE WARK FOR PROPERTY LOCATED AT 41 WARDELL AVENUE FOR A CAFRA INDIVIDUAL PERMIT TO CONSTRUCT TWO SINGLE-FAMILY DWELLINGS:

The Municipal Clerk/Administrator advised of a letter received January 2, 2007 from the State of New Jersey Department of Environmental Protection advising of the denial of the CAFRA Individual Permit of Jamie Wark for property located at 41 Wardell Avenue for construction of two single-family dwellings.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the above six communications on the Consent Agenda were ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

ORDINANCE TO CHANGE THE CONSTRUCTION PERMIT FEE SCHEDULE IN FIRST READING. PUBLIC HEARING SCHEDULED FOR THURSDAY, FEBRUARY 15, 2007:

The Municipal Clerk/Administrator read the following ordinance by title only in first reading and advised that the fees changed in this Ordinance bring the Borough fees in line with the required State fees:

**AN ORDINANCE TO AMEND THE CODE
OF THE BOROUGH OF RUMSON BY
AMENDING CHAPTER VIII,
BUILDING AND HOUSING**

BE IT ORDAINED by the Mayor and Council of the Borough of Rumson, in the County of Monmouth and State of New Jersey, as follows:

Chapter VIII, General Ordinances, of the code of the Borough of Rumson is hereby amended or supplemented as follows (new text is underlined and text to be deleted is ~~struck through~~).

SECTION 1. That Chapter VIII, Building and Housing, Section 8 be amended to read as follows:

Chapter VIII

BUILDING AND HOUSING

8-1 STATE UNIFORM CONSTRUCTION CODE

8-1.1 Enforcing Agency Established. No Change.

8-1.2 Smoke Alarm Inspection.

Every sale or rental of a one-family or multi-family home within the Borough of Rumson shall be inspected for smoke sensitive alarm devices (smoke detectors) all in accordance with N.J.A.C.5:70 and a certificate of smoke detector compliance must be obtained from the Borough Fire Official by the applicant prior to occupancy. The inspection fees are the same as set forth by the State in N.J.A.C.5:70.

In accordance with N.J.S.A. 52:27D-198.1 et seq. (Senate Bill 1968), the fee for fire alarm inspections required for the sale or rental of all one-family and multiple-family homes shall be:

a. The fee for request for inspections received more than 10 business days prior to change of occupancy shall be thirty-five (\$35.00) dollars.

b. The fee for request for inspections received fewer than 10 business days prior to change of occupancy shall be seventy (\$70.00) dollars.

c. The fee for request for inspections received fewer than 5 business days prior to change of occupancy shall be one hundred and twenty-five (\$125.00) dollars.

8-1.3 Fee Schedule.

The fee for a construction permit shall be the sum of the subcode fees listed in a. through o. hereof and shall be paid before the permit is issued as determined by the construction official.

a. General: No Change.

b. Basic construction.

1. New construction fees.

(a) New construction in all use groups classification except for signs and structures or buildings and special fees for which volume cannot be computed.

The fee shall be two and fifty hundredths (\$0.0250) cents per cubic foot of volume of the building or structure.

(b) (1) Residential: Sixty (\$60.00) dollars minimum.

(2) Nonresidential: Eighty (\$80.00) dollars minimum.

2. Renovations, alterations, additions, repairs, premanufactured construction and minor work fees.

(a) Additions: The fee shall be one and fifty hundredths (\$0.0150) cents per cubic foot of volume of the addition. The minimum fee shall be seventy-five (\$75.00) dollars residential, one hundred (\$100.00) dollars nonresidential.

(b) Renovations, alterations, installation of premanufactured units, foundation systems and all on site work for premanufactured construction, repairs and/or minor work. The fee shall be ~~twenty (\$20.00) dollars for the first one thousand (\$1,000.00) dollars of estimated cost, plus fifteen (\$15.00) dollars for each additional one thousand (\$1,000.00) dollars or part thereof~~ eighteen (\$18.00) dollars per one thousand (\$1,000.00) dollars of estimated cost.

(c) Roofing and siding: The fee shall be fifteen (\$15.00) dollars for each one thousand (\$1,000.00) dollars or part thereof based upon the value of the work.

(d) A combination of (a), (b) and (c) shall be computed separately and the total fee shall be the total fees added together with any and all other applicable fees.

(e) Minimum fees:

(1) Residential: Fifty (\$50.00) dollars.

(2) Nonresidential: One Hundred (\$100.00) dollars.

3. Special fees: Structures for which volume cannot easily be computed.

(a) Swimming pools.

(1) The fee for the installation of a private inground swimming pool at least 24 inches deep or having a surface area of at least 250 square feet shall be one hundred (\$100.00) dollars.

(2) The fee for installation of an above ground swimming pool at least 24 inches deep or having a surface area of at least 250 square feet shall be seventy-five (\$75.00) dollars.

(3) The fee for the installation and inspection of public inground swimming pools shall be two hundred (\$200.00) dollars.

(b) The permit fee for the installation of wood/coal burning stoves, fireplaces, and/or chimneys shall be fifty (\$50.00) dollars.

(c) The permit fee to install, erect or construct all utility and miscellaneous structures classified as Use Groups (U) shall be ~~computed at three one hundredths (\$0.03) cents per cubic foot of structure volume, with a minimum~~ a fee of fifteen (\$15.00) dollars per \$1,000.00 of estimated cost, with a minimum fee of:

(1) Residential: Fifty (\$50.00) dollars.

(2) Nonresidential: ~~Seventy five (\$75.00)~~
One hundred (\$100.00) dollars.

(d) The permit to erect roof-mounted radio or television antennas exceeding 12 feet in height shall be ~~fifteen (\$15.00) dollars, plus one (\$1.00) dollar for each additional foot exceeding 12 feet~~ one hundred (\$100.00) dollars.

(e) The permit fee to erect radio, television,

or other transceiving equipment shall be two hundred (\$200.00) dollars.

(f) Elevator fees.

(1) Elevators, escalators, dumbwaiters, and conveying equipment: The fee shall be as set by statute of the State of New Jersey.

(g) The fee for complete tent permits, including electrical/fire/building permits, for charitable and nonprofit organizations shall be fifty (\$50.00) dollars.

c. Fees for continued inspection of equipment subject to limitations as per N.J.A.C. 5:23-2.23(i): No Change.

d. State of New Jersey training fees.

1. This fee shall be in the amount of ~~\$0.0019~~ \$0.00265 per cubic foot volume of new construction. ~~Volume shall be computed~~ The fee for alterations and renovations shall be calculated based on \$0.00135 per one thousand (\$1,000.00) dollars of estimated cost computed in accordance with N.J.A.C. 5:23-2.28.

e. Demolition, removal, or moving of buildings and/or structures. The fee shall be:

1. Demolition:

(a) Minor accessory buildings and structures: One hundred (\$100.00) dollars.

(b) One or two family dwellings not exceeding 30 feet in height: Two hundred (\$200.00) dollars.

(c) All other building or structures: Two hundred fifty (\$250.00) dollars.

(d) Selective demolition: the fee shall be fifty (\$50.00) dollars.

2. Removal of a building or structure from a lot within the Borough of Rumson to a location outside the borders of the borough: The fee shall be thirty-five (\$35.00) dollars for the first one thousand (\$1,000.00) dollars of estimated costs of removal, plus fifteen (\$15.00) dollars for each additional one thousand (\$1,000.00) dollars of estimated costs or any part

thereof. The minimum for the removal of a building or structure shall be fifty (\$50.00) dollars.

3. Moving a building or structure from one lot to another or to a new location on the same lot: The fee shall be fifty (\$50.00) dollars for the first one thousand (\$1,000.00) dollars of estimated costs, plus fifty (\$50.00) dollars for each additional one thousand (\$1,000.00) dollars of cost or any part thereof. Estimated cost shall be the sum of the following: The cost of moving, plus the cost of the new foundation and all work required to place the building or structure in its completed condition in the new location. The minimum fee shall be fifty (\$50.00) dollars.

f. Estimated costs: No Change.

g. Fences: No Change.

h. Signs, excluding traffic control devices meeting State Motor Vehicle Standards: No Change.

i. Bulkheads and piers for new construction and repair of the construction: No Change.

j. Construction trailers: The permit fee for a construction trailer to be used at a permitted construction site shall be ~~twenty-five (\$25.00)~~ seventy-five (\$75.00) dollars.

k. Certificate of occupancy per U.C.C.: No Change.

l. Plumbing subcode fees:

1. Fixtures and stacks, including but not limited to sinks, urinals, water closets, bathtubs, shower stalls, floor drains, laundry tubs, sump pumps, drinking fountains, hose bibbs, water conditioning systems, humidifiers, dishwashers, garbage disposals, clothes washers, and similar devices. The fee shall be ten (\$10.00) dollars each.

2. Hot water heaters. The fee shall be:

(a) Residential: Thirty-five (\$35.00) dollars each.

(b) Nonresidential: Fifty (\$50.00) dollars each.

3. Oil or gas fired boilers: ~~The fee shall be~~

~~forty five (\$45.00) dollars for the first one thousand (\$1,000.00) dollars of estimated cost and twenty (\$20.00) dollars for each additional one thousand (\$1,000.00) dollars of estimated cost. The minimum permit to be forty five (\$45.00) dollars.~~

(a) Up to 250,000 BTU, the fee shall be seventy-five (\$75.00) dollars per boiler.

(b) From 250,001 BTU and higher, the fee shall be one hundred fifty (\$150.00) dollars per boiler.

(c) Radiant heat: Seventy-five (\$75.00) dollars. An additional fee of ten (\$10.00) dollars per zone of each zone of the radiant system.

(d) The minimum fee shall be seventy-five (\$75.00) dollars.

4. Sewer. The fee shall be:

(a) Residential: Fifty (\$50.00) dollars each.

(b) Non-Residential: Seventy-five (\$75.00) dollars each.

5. Special devices, including but not limited to grease traps, oil separators, water-cooled air conditioner units, pumps and similar pump devices. The fee shall be fifty (\$50.00) dollars each.

6. Yard irrigation systems. The fee shall be:

(a) Single family homes: Sixty (\$60.00) dollars each.

(b) Other than single family homes: one hundred (\$100.00) dollars each.

7. Roof drains. The fee shall be ten (\$10.00) dollars each.

8. Back flow prevention devices: The fee shall be fifty (\$50.00) dollars each.

9. Indirect connections. The fee shall be thirty-five (\$35.00) dollars each.

10. Footing drains. The fee shall be:

(a) Single family homes: Fifty (\$50.00) dollars each.

(b) Other than single family homes: One hundred (\$100.00) dollars each.

11. Water service line. The fee shall be:

(a) Residential: Fifty (\$50.00) dollars each.

(b) Nonresidential: Seventy-five (\$75.00) dollars

12. Air conditioner condensate drains. The fee shall be:

(a) 3/4 inch drain: Thirty-five (\$35.00) dollars each.

(b) 1 inch drain: Fifty (\$50.00) dollars each.

(c) 1 1/4 inch drain: Fifty (\$50.00) dollars each.

(d) Over 1 1/4 inch drain: Fifty (\$50.00) dollars each.

13. Cross connections. The fee shall be twenty-five (\$25.00) dollars each.

14. The minimum plumbing subcode fee shall be:

(a) Residential: ~~Forty-five (\$45.00)~~ fifty (\$50.00) dollars.

(b) Nonresidential: ~~Forty-five (\$45.00)~~ Sixty (\$60.00) dollars.

m. Fire protection subcode fees:

~~1. New construction. The fee shall be 20 percent of the fee calculated in paragraph b.1. above, plus the fee for special fixtures and equipment listed below:~~

~~2.~~ 1. New construction, renovations, alterations or repairs: The minimum fee shall be:

(a) Residential: ~~Forty-five (\$45.00)~~ fifty (\$50.00) dollars for each system.

(b) Nonresidential: One hundred fifty (\$150.00) dollars for each system.

~~3. 2. Each~~ gas or oil fire appliances such as furnaces not connected to the plumbing system shall be ~~thirty (\$30.00)~~ fifty (\$50.00) dollars. ~~for the first one thousand (\$1,000.00) dollars of estimated cost and twenty (\$20.00) dollars for each additional one thousand (\$1,000.00) dollars of estimated cost.~~

~~4.~~ 3. Special fixtures and equipment.

(a) Fire suppression systems, sprinkler systems, hood systems, and all other applications of fire suppression systems. The fees for a permit shall be forty-five (\$45.00) dollars plus four (\$4.00) dollars per head.

(b) The fee for a permit and inspection of fire pumps shall be one hundred (\$100.00) dollars.

(c) The fee for a permit and inspection of fire escapes shall be sixty (\$60.00) dollars each.

(d) The fee for the permit and inspection for the installation or removal of underground storage tanks shall be:

(1) Up to 1,000 gallons: one hundred (\$100.00) dollars each.

(2) Over 1,000 gallons and not exceeding 3,000 gallons: Two hundred (\$200.00) dollars each.

(3) Over 3,000 gallons: Three hundred (\$300.00) dollars each.

(e) The fee for a permit inspection of gas pumps shall be thirty-five (\$35.00) dollars per nozzle.

(f) Standpipes: The fee shall be one hundred fifty (\$150.00) dollars each.

(g) Fees for smoke and heat detectors:

(1) The fee for one to ten detectors shall be forty-five (\$45.00) dollars.

(2) The fee for 11-20 detectors shall be ninety (\$90.00) dollars.

(3) The fee for 21-100 detectors shall be one hundred forty (\$140.00) dollars.

(4) The fee for 101-500 detectors shall be two hundred (\$200.00) dollars.

(5) The fee for over 500 detectors shall be three hundred (\$300.00) dollars.

~~5.~~ 4. The minimum fire subcode fee shall be:

(a) Residential: ~~Thirty-five (\$35.00)~~ fifty (\$50.00) dollars.

(b) Nonresidential: ~~Sixty (\$60.00)~~ seventy-five (\$75.00) dollars.

n. Electrical subcode fees: Required for the installation, removal, alteration and/or replacement of all listed items.

1. Electrical fixtures and devices, including but not limited to lighting outlets, wall switches, fluorescent fixtures, convenience receptacles, smoke detectors and similar fixtures or devices and motors or devices less than one horsepower or one kilowatt and are not listed elsewhere in this schedule and connected to nominal 240/120 VAC, 20 amperes (or less) branch circuits: The fee shall be:

(a) For one to ten fixtures or devices: Thirty-five (\$35.00) dollars.

(b) For each increment of 20 additional fixtures and devices: Twenty-five (\$25.00) dollars.

NOTE: Every gang of a fixture box or outlet box including splice boxes shall count as a device. Each recessed lighting fixture in an insulated space shall add one unit to the fixture count. Each lighting fixture in a ceiling more than 12 feet above the floor shall add one to the fixture count.

2. Special electrical fixtures and devices for, but not limited to electrical heating, cooling, service conductors, feeders, switches, switchboards, panel boards, motors, control equipment, generators, transformers, smoke detectors, air conditioners,

cooling equipment, lighting standards, swimming pools, hot tubs, hydromassage bathtubs, spas, steam baths and similar fixtures and devices. The fee shall be:

(a) Residential steam room, sauna, indoor installation of hot tub, and similar devices: The fee shall be forty-five (\$45.00) dollars each.

(b) Indoor installations of hydromassage bathtubs (no heating units included): Twenty (\$20.00) dollars each.

(c) Ceiling fan assemblies less than 35 pounds in weight and rated less than one horsepower; and kitchen and bathroom exhaust fans rated less than one horsepower: The fee shall be ten (\$10.00) dollars each.

(d) Circulator, pump, and blower motors that are part of a fossil fuel furnace system and are rated less than one horsepower: The fee shall be twenty (\$20.00) dollars each.

(e) Service, feeder, and branch circuit trenches: The fee for each trench shall be twenty-five (\$25.00) dollars for the first 100 feet of trench plus ten (\$10.00) dollars for each additional 100 feet or part thereof.

(f) Transformers with 16 ampere or less output for low voltage lighting or annunciation: The fee shall be twenty (\$20.00) dollars each. If greater than sixteen (16) ampere output, the fee shall be sixty (\$60.00) dollars each.

(g) Swimming pools and outdoor installation of hot tubs.

(1) Motors and pumps shall be twenty-five (\$25.00) dollars each.

(2) Timers, low voltage transformers and similar devices, including a single receptacle shall be fifteen (\$15.00) dollars each.

(3) Bonding: The fee shall be twenty (\$20.00) dollars each.

(4) Underwater lights: The fee shall be thirty (\$30.00) dollars each.

(5) Underwater sound equipment: The fee shall be seventy-five (\$75.00) dollars each.

(6) Feeders, receptacles, switches and panels: The fee shall be as found elsewhere in this schedule.

(7) Water heating units shall be as per paragraph n.2(h) through (k).

NOTE: Use (h) through (k) fees when item is not specifically listed elsewhere.

(h) Each motor or electrical device less than or equal to ten hp; and for each transformer, generator, and device less than or equal to ten kW: The fee shall be fifteen (\$15.00) dollars each.

(i) Each motor or electrical device greater than ~~ten~~ 10 hp and less than or equal to 50 hp; and for each transformer, generator, and device greater than ~~ten~~ 10 kW and less than or equal to 45 kW, and for each service panel, service entrance, sub panel, or feeder less than or equal to 200 amperes: The fee shall be ~~one hundred (\$100.00)~~ ninety (\$90.00) dollars each.

(j) Each motor or electrical device greater than 50 hp and less than or equal to 100 hp; and for each transformer, generator, and device greater than 45 kW and less than or equal to 112.5 kW, and for each service entrance, sub panel, or feeder greater than 200 amperes and less than or equal to 1,000 amperes: The fee shall be ~~ninety (\$90.00)~~ one hundred (\$100.00) dollars each.

(k) Each motor or electrical device greater than 100 hp; and for each transformer, generator, and each device greater than 112.5 kW; and for each service panel, service entrance, sub panel, or feeder greater than 1,000 amperes: The fee shall be five hundred fifty (\$550.00) dollars each.

3. Protective signaling systems: This includes, but is not limited to fire alarms, smoke alarms, burglar alarms, nurse call systems, video systems, communication outlets, and other

monitoring systems. The fee shall be:

(a) For one to 15 devices: Sixty (\$60.00) dollars.

(b) For each additional one to five devices: Ten (\$10.00) dollars.

(c) In accordance with N.J.S.A. 52:27D-198.1 et seq. (Senate Bill 1968) the fee for fire alarm inspections required for the sale or rental of all one-family and two-family homes shall be fifty (\$50.00) dollars per inspection.

4. For weekend or other than normal work hour shut downs and/or inspections such as service shut downs: The fee shall be three hundred fifty (\$350.00) dollars.

5. The minimum electrical subcode fee shall be: Fifty (\$50.00) dollars.

6. The minimum fee for amending or changing a permit shall be fifty (\$50.00) dollars.

7. The minimum fee for a swimming pool or outdoor hot tub, which shall apply only to the swimming pool or the outdoor hot tub portion of the permit, shall be:

(a) Seventy-five (\$75.00) dollars when underwater lighting is not to be used.

(b) Two hundred fifty (\$250.00) dollars when underwater lighting is to be used.

~~8. Each electrical plan review fee is in addition to the electrical fees above and shall be computed as 25 percent of the above fees. No minimum shall apply to the plan review fee when the permit fee and the plan review fee are submitted together. The minimum plan review fee is fifty (\$50.00) dollars in all other cases including: advanced plan review, resubmissions, changes, and amendments.~~

o. Miscellaneous: No Change.

8-1.4 Biannual Report: No Change.

8-1.5. Surcharge: No Change.

SECTION 2. This ordinance shall take effect upon the passage and publication according to law.

Councilman Kammerer moved the adoption of this ordinance in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Thursday, February 15, 2007 meeting of the Borough Council at 7:30 p.m.

RESOLUTION TO APPOINT BRIAN EGAN AS A CLASS II SPECIAL OFFICER:

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through its Police Department has the need for a Class II Special Police Officer; and

WHEREAS, 600 hours of training is mandated by the New Jersey Police Training Commission for Class II Special Police Officer; and

WHEREAS, Rumson Police Dispatcher Brian Egan has enrolled in the Course for Class II Special Law Enforcement Officers that will begin on August 7, 2007 and end on May 23, 2008; and

WHEREAS, it is a requirement that one must be appointed as a Class II Special Police Officer prior to enrolling in the course;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Brian Egan be appointed as Class II Special Police Officer effective January 18, 2007.

In answer to questions by several members of the Borough Council, the Municipal Clerk/Administrator advised that the Borough pays the fee for the training and provides the weapon and ammunition but Mr. Egan attends the training on his own time, as others have done in the past. He advised that, upon completion of the Class II Special Officer training, Mr. Egan will be able to make traffic stops and can go on patrol with another Police Officer. He added that Chief Tobias recommended and endorsed Mr. Egan's attending the training course.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO APPROVE CHANGE ORDER NO. 1 FOR THE 2006 CAPITAL IMPROVEMENT PROGRAM – PHASE I WITH L & L PAVING:

Councilwoman DeVoe offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves Change Order No. 1 of the Borough's contract with L & L Paving Co., Inc., 3068 Shafto Road, Tinton Falls, NJ 07753, for the 2006 Capital Improvement Program – Phase I at Various Locations, which change order will reflect a decrease of \$17,837.50. Said change order was recommended by the Borough Engineer in a letter dated January 9, 2007, a copy of which is on file in the Borough Clerk's office.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO AWARD A CONTRACT TO QUALITY ELECTRICAL CONSTRUCTION CO. FOR THE EMERGENCY ALERTING SYSTEM:

Sealed bids were received on November 28, 2006 for the Emergency Alerting System from the following three companies:

- | | | |
|----|---|--------------|
| 1) | Baycomm, Inc.
1016 Talon La
Wilmington DE 19807 | \$ 75,158.00 |
| 2) | Quality Electrical Const. Co
290 Laurel Ave
West Keansburg NJ 07734 | \$ 58,429.00 |
| 3) | Sodon's Electric, Inc.
25 W. Highland Ave
PO Box 408
Atlantic Highlands NJ 07716 | \$ 68,588.00 |

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, on November 28, 2006, three bids were received for the Emergency Alerting System Contract; and

WHEREAS, the Borough Council has reviewed the bids and considered the recommendations of the Borough Engineer and Borough Attorney; and

WHEREAS, the Borough Council finds that the lowest responsive bid from a responsible bidder for the contract was that of Quality Electrical Construction Co., 290 Laurel Avenue, West Keansburg, NJ 07734; and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds to award the contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that it does hereby accept the bid of Quality Electrical Construction Co., 290 Laurel Avenue, West Keansburg, NJ 07734, in the amount of \$58,429.00 as recommended by the Borough Engineer by letter dated November 30, 2006, which is on file in the Borough Clerk's Office; and

BE IT FURTHER RESOLVED that the contract be awarded subject to confirmation that the bidder is in compliance with Prevailing Wage Requirements and the review and approval of bid documents by the Borough Attorney.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO AWARD A CONTRACT TO MONMOUTH COUNTY SPECIAL CITIZENS AREA TRANSPORTATION (SCAT) FOR SENIOR CITIZENS' WEEKLY TRANSPORTATION FOR FOOD SHOPPING:

Councilwoman DeVoe offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the 2007 contract with Monmouth County to provide SCAT (Special Citizens Area Transportation) service to eligible Rumson residents as in the past for one half-day each week at a cost of \$49.35 per half-day.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO AWARD A CONTRACT TO TARGETED TECHNOLOGIES, LLC FOR MONTHLY SERVICE OF THE BOROUGH HALL COMPUTER SYSTEM:

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, there exists a need for the services of Computer Service for the Borough of Rumson; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, R.S.40A:11-1, et. seq., requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids must be published no more than ten (10) days following the adoption thereof:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson as follows:

1. The Mayor and the Borough Clerk are hereby authorized, in behalf of the Borough, to retain Targeted Technologies, LLC to perform the services of Municipal Computer Service Provider for the year 2007.
2. Said company is retained and appointed to the position of Municipal Computer Service Provider without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law because the service rendered or performed is to be done by a person authorized by law to practice a recognized profession and whose profession and practice is regulated by law and bids are not required per R.S.40A:5-11.
3. A copy of this resolution shall be published in one of the Borough’s official newspapers as required by law within ten (10) days of its passage.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO RENEW THE CONTRACT WITH DELTA DENTAL PLAN OF NEW JERSEY FOR EMPLOYEE DENTAL COVERAGE:

Councilwoman DeVoe offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson provides dental insurance to the employees of the Borough; and

WHEREAS, the current contract with Delta Dental of New Jersey expires on February 1, 2007; and

WHEREAS, Delta Dental has agreed to provide such coverage; and

WHEREAS, Delta Dental has agreed to hold the current rate for another year; and

WHEREAS, the Borough Administrator has recommended that the Borough renew the contract;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Rumson does hereby authorize the Borough Administrator and the Mayor to sign the agreement with Delta Dental for the year 2007; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

RESOLUTION TO APPOINT BARBARA BRODZINSKI AS THE SENIOR CITIZEN EXERCISE PROGRAM INSTRUCTOR:

Councilwoman DeVoe offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Rumson Recreation Commission has decided to provide a Senior Citizen Exercise Program; and

WHEREAS, Barbara Brodzinski is qualified and has agreed to run the classes for the Program beginning January 10, 2007 and running through December 19, 2007; and

WHEREAS, the Program will be conducted in four seasonal sessions consisting of a twelve-week period for Sessions I, II and III and an eleven-week period for Session IV at Bingham Hall on Wednesdays from 10:30 a.m. to 11:30 a.m.; and

WHEREAS, the Commission has agreed that Barbara Brodzinski should be paid \$40.00 per class for a total of \$1,880.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Barbara Brodzinski be hired as the Senior Citizen Exercise Program Instructor for the yearly sum of \$1,880.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CONSENT AGENDA:

RAFFLE APPLICATION FOR VISITING NURSE ASSOCIATION OF CENTRAL JERSEY 50/50:

The Municipal Clerk/Administrator stated that he had received an application for a 50/50 raffle from the Visiting Nurse Association, 141 Bodman Place, Red Bank. Said raffle to be held at 142 Bingham Avenue on May 31, 2007 at 3:00 p.m.

RAFFLE APPLICATION FOR MONMOUTH COUNTY HISTORICAL ASSOCIATION SILENT AUCTION:

The Municipal Clerk/Administrator stated that he had received an application for a silent auction raffle from Monmouth County Historical Association, 70 Court Street, Freehold. Said raffle to be held at Rumson Country Club on February 8, 2007 at 2:00 p.m.

RAFFLE APPLICATION FOR MONMOUTH COUNTY HISTORICAL ASSOCIATION ON-PREMISE RAFFLE:

The Municipal Clerk/Administrator stated that he had received an application for an on-premise raffle from Monmouth County Historical Association, 70 Court Street, Freehold. Said raffle to be held at Rumson Country Club on February 8, 2007 at 2:00 p.m.

RAFFLE APPLICATION HOLY CROSS SCHOOL 50/50:

The Municipal Clerk/Administrator stated that he had received an application for a 50/50 raffle from Holy Cross School, 40 Rumson Road. Said raffle to be held at Holy Cross School on February 24, 2007 at 10:00 p.m.

RAFFLE APPLICATION HOLY CROSS SCHOOL 50/50:

The Municipal Clerk/Administrator stated that he had received an application for a 50/50 raffle from Holy Cross School, 40 Rumson Road. Said raffle to be held at Rumson-Fair Haven Regional High School Gym, 74 Ridge Road on February 22, 2007 at 9:30 p.m.

RAFFLE APPLICATION HOLY CROSS SCHOOL TRIP RAFFLE:

The Municipal Clerk/Administrator stated that he had received an application for a trip raffle from Holy Cross School, 40 Rumson Road. Said raffle to be held at Holy Cross School on February 24, 2007 at 10:30 p.m.

The Clerk stated that the six (6) above applications were in order and all fees paid.

On motion by Councilman Kammerer, seconded by Councilman Rubin, the six above applications were approved. All in favor.

ANNOUNCEMENT BY THE MAYOR:

Announcement by the Mayor:

1. The Rumson Centennial Committee will be kicking off the Centennial Year with the 2007 Premier Event "The Winter Cocktail Party" on Saturday, February 3rd, 7:00 p.m. – 9:00 p.m. at the Rumson Country Club, 163 Rumson Road.

All Rumson residents are invited, with attendance limited to 300. The tickets are on sale for a donation of \$150.00 per person or \$250.00 per couple.

Checks are to be made payable to:

The Rumson Endowment Fund, Inc.
PO Box 202
Rumson NJ 07760

This event is a fundraiser to help fund the many planned events and projects for 2007. Join us for the beginning of a big year.

Thank you.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

FINANCIAL OFFICER'S REPORT:

The Financial Officer's Report disclosed the following cash on hand in the Current Fund Account as of January 18, 2007:

Wachovia Bank		
Balance:	12/21/06	\$ 8,266,983.91
Cash Receipts:	December	\$ 356,844.98
	January	\$ 37,874.41

Void Check		\$	0.00
Pre-Paid Items:		\$	(373,375.98)
Bills & Claims:	12/31/06	\$	(96,201.18)
	01/18/07	\$	(40,723.85)
Payroll:	12/29/06	\$	(187,685.08)
	01/12/07	\$	(182,189.29)
Wachovia Bank Balance:		\$	<u>7,781,527.92</u>
Certificate of Deposits:		\$	8,000,000.00
Money Market Funds:		\$	0.00
Total Current Fund:			\$15,781,527.92

On motion of Councilman Kammerer, seconded by Councilman Hemphill, the Financial Officer's Report was ordered received and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Kammerer offered the following resolution and moved its adoption:

\$	614.00	MGL Forms
\$	270.00	Monmouth County SPCA
\$	884.00	Animal Control Account
\$	137,269.09	L & L Paving
\$	137,269.09	Capital Account
\$	139,039.53	Monmouth Municipal JIF
\$	134,960.01	Depository Trust Company
\$	61,063.63	State of NJ Pension/Active
\$	38,312.81	State of NJ Pension/Retiree
\$	882.26	Action Office Supplies
\$	95.00	Americanwear Indust Uniforms
\$	41.04	Asbury Park Press
\$	780.00	Borough of Eatontown
\$	242.50	Borough of Sea Bright
\$	35.00	Butches Auto Car Wash
	35.20	Coffee Man Co Inc
\$	1,538.75	Commerce National
\$	477.25	Custom Tire Associates
\$	325.00	Benjamin W Day Jr

\$	300.00	Div of Criminal Justice Academy
\$	906.21	Emergency Medical Products
\$	243.61	Fair Haven Hardware
\$	1,044.00	Firehouse Specialty Shop
\$	319.32	Galls Incorporated
\$	1,111.00	Grey Craft Doors
\$	21.99	Home Depot Commercial Credit
\$	117.93	Int'l Trucks of Central Jersey
\$	77.45	International Society
\$	91.55	Kepwell Natural Spring Water
\$	6.75	Laird Stationery
\$	250.00	MGL Forms
\$	241.50	Middletown Fire & Safety Inc
\$	12,111.25	Treasurer County of Monmouth
\$	20.90	Naylor's Inc
\$	169.86	New Pig
\$	106.72	Sprint Nextel
\$	314.49	NJ Natural Gas Co
\$	193.48	One Call Systems
\$	6,882.00	Overbrook Farm
\$	203.29	Richard Petrucelli
\$	333.20	Postmaster
\$	150.27	Hydrair Inc
\$	124.31	Quality Communications
\$	880.09	Ray's Sport Shop
\$	3,770.00	Reusille Mausner Carotenuto
\$	20.00	Thomas S Rogers
\$	200.00	Rumson Borough Petty Cash
\$	30.50	Seaboard Welding Supply Inc
\$	5,300.00	Sign A Rama USA
\$	450.00	State Shorthand Reporting Serv
\$	78.75	Targeted Technologies LLC
\$	70.68	The Two River Times
\$	130.75	Universal Computing Service
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\$	414,099.83	Current Fund
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\$	3,275.00	Concept II
\$	17,550.00	Still Water Design Inc
\$	4,750.00	Ted Nash
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\$	25,575.00	Endowment Inc Account
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\$	28,824.89	State of New Jersey – Pensions
<hr/>		
\$	28,824.89	Pension Account
<hr/>		
\$	50.00	Wendy Brondi
\$	100.00	Timothy Geltzeiler
\$	50.00	Karen Gibbons
\$	97.49	John Hird

\$	160.00	Robert Kelly
\$	424.80	Nelson Press
\$	50.00	Michelle Wutt
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\$	932.29	Recreation Account
\$	39,079.65	Current Fund Appropriations
\$	375,020.18	Current Fund Appropriations
\$	884.00	Animal Control Fund Expenses
\$	137,269.09	Capital Fund Disbursements
\$	25,575.00	Endowment Disbursements
\$	28,824.89	Pension Disbursements
\$	932.29	Recreation Disbursements
<hr/>		
\$	607,585.10	Total Of All Funds

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

ADJOURNMENT:

On motion by Councilwoman DeVoe, seconded by Councilman Kammerer, the meeting adjourned at 7:45 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator